

**Department of General Services**

# **2002 Legislative Session Summary**

**DGS Office of Legislation**  
**November 2002**



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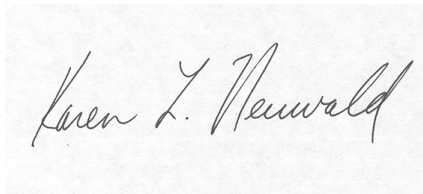
## FORWARD

This report provides an overview of the major legislation that affected the Department of General Services (DGS) in the year 2002.

During the 2001-02 Legislative Session, the DGS Office of Legislation monitored and reviewed over 6,190 measures and provided an assessment on over 850 bills. The following is a summary of the bills with particular significance to the department that reached the Governor's desk.

We appreciate everyone's contribution in our successful representation of departmental legislative matters before other state agencies, the Legislature, and the Governor. As always, we cover a broad range of topics, to meet the mission of our diverse department.

We look forward to the 2003-2004 Legislative Session and working together with the varied interested parties to achieve positive outcomes. If you have questions regarding this summary or would like additional information, please contact Carol Ferreira at (916) 376-5045 or on the Internet at [cferreira@dgs.ca.gov](mailto:cferreira@dgs.ca.gov).

A handwritten signature in cursive script, reading "Karen L. Neuwald". The signature is written in dark ink on a light-colored, slightly textured background.

**KAREN L. NEUWALD, Assistant Director-Legislation  
Department of General Services**

## **OFFICE ACRONYMS USED IN THE 2002 LEGISLATIVE SUMMARY**

<b>CVCGB</b>	<b>CALIFORNIA VICTIM COMPENSATION AND GOVERNMENT CLAIMS BOARD</b>
<b>DSA</b>	<b>DIVISION OF THE STATE ARCHITECT</b>
<b>EMD</b>	<b>ENERGY MANAGEMENT DIVISION</b>
<b>OAH</b>	<b>OFFICE OF ADMINISTRATIVE HEARINGS</b>
<b>OFS</b>	<b>OFFICE OF FISCAL SERVICES</b>
<b>OHR</b>	<b>OFFICE OF HUMAN RESOURCES</b>
<b>OL</b>	<b>OFFICE OF LEGISLATION</b>
<b>OLS</b>	<b>OFFICE OF LEGAL SERVICES</b>
<b>OPSC</b>	<b>OFFICE OF PUBLIC SCHOOL CONSTRUCTION</b>
<b>PD</b>	<b>PROCUREMENT DIVISION</b>
<b>APE</b>	<b>ASSET PLANNING AND ENHANCEMENT BRANCH, REAL ESTATE SERVICES DIVISION</b>
<b>BPM</b>	<b>BUILDING AND PROPERTY MANAGEMENT BRANCH, REAL ESTATE SERVICES DIVISION</b>
<b>PM</b>	<b>PROJECT MANAGEMENT BRANCH, REAL ESTATE SERVICES DIVISION</b>
<b>PS</b>	<b>PROFESSIONAL SERVICES BRANCH, REAL ESTATE SERVICES DIVISION</b>
<b>OSP</b>	<b>OFFICE OF STATE PUBLISHING</b>
<b>TD</b>	<b>TELECOMMUNICATIONS DIVISION</b>

# **LEGISLATIVE SUMMARY OF BILLS ENACTED IN 2002**

**UNLESS OTHERWISE INDICATED, THESE STATUTES  
WILL BE EFFECTIVE JANUARY 1, 2003**

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BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 14 (Goldberg)	<b>School facilities</b>  <b>Summary:</b> Implements the expenditure of the \$100 million in 2002 provided for charter school facilities in AB 16 (the school bond measure) and prescribes this process on a pilot project basis. The bill also makes substantive changes to the existing School Facilities Act of 1998 applicable to all school district projects. Lastly, the bill increases the funding cap on school site acquisition.	OPSC	935	<i>An act to amend Sections 17071.75, 17072.13, 17072.18, 17072.20, 17072.35, 17074.15, 17074.16, 17077.45, 17078.20, 17078.30, and 17213.1 of, to add Sections 17070.46, 17070.73, 17073.25, and 17180.5 to, and to add Article 12 (commencing with Section 17078.50) to Chapter 12.5 of Part 10 of, the Education Code, to add Section 53097.3 to the Government Code, and to amend Sections 51451.5, 51453, and 51455 of, and to add Section 51453.5 to the Health and Safety Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 16 (Hertzberg)	<b>Kindergarten-University Public Education Facilities Bond Acts of 2002 and 2004</b>  <b>Summary:</b> Authorizes the Kindergarten-University Public Education Facilities Bond Acts of 2002 and 2004 and specifies the procedures for the expenditure of the funds. If approved by the voters, the measure would provide for the issuance of a combined total of \$25,009,198,000 in state general obligation bonds. (Urgency Clause—effective date April 29, 2002).	OPSC	33	<i>An act to amend Sections 17070.15, 17070.35, 17070.40, 17070.43, 17070.51, 17070.65, 17070.70, 17071.33, 17071.75, 17072.10, 17072.25, 17074.10, 17074.15, 17075.10, 17075.15, 17076.10, 17088.2, 17262, and 17280 of, to add Sections 17070.95, 17074.16, 17074.26, 17077.35, 17251.5, and 17280.5 to, to amend and renumber Section 17077.10 of, to amend and renumber the heading of Article 10 (commencing with Section 17077.10) of Chapter 12.5 of Part 10 of, to add Article 10.6 (commencing with Section 17077.40) to Chapter 12.5 of Part 10 of, to add Article 11 (commencing with Section 17078.10) to Chapter 12.5 of Part 10 of, and to add Part 68.1 (commencing with Section 100600) and Part 68.2 (commencing with Section 100800) to, the Education Code, to amend Sections 15490 and 65995.7 of the Government Code, and to amend Section 51455 of, and to add Sections 51451.5 and 51453 to the Health and Safety Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 58 (Keeley)	<b>Net energy metering</b>  <b>Summary:</b> Among other things, this bill deletes the January 1, 2003, sunset date for net metering of large commercial and industrial solar energy systems and requires these customers to use time-of-use meters to measure electricity consumed and generated, and to value the electricity generated based on the time of use. The bill also requires net-metered customers to pay the non-generation related charges of the utility based on the net kilowatt-hours consumed.	EMD	836	<i>An act to add Section 25401.6 to the Public Resources Code, and to amend Sections 2827 and 2827.7 of, to add Section 2827.8 to, and to repeal Section 2827 of, the Public Utilities Code</i>
AB 138 (Nation)	<b>Bidding procedures: alternative bids</b>  <b>Summary:</b> Existing law affecting state contracts prescribes procedures for determining the lowest bidder if additions or deletions from the base bid are considered and specifies how those alternatives shall be considered in determining who is the lowest responsible bidder. Further, existing law requires the lowest bid to be determined in a manner that prevents any information that would identify any of the bidders from being revealed to the public entity before the ranking of all bidders from lowest to highest has been determined.  This measure further requires the determination of the lowest bid to be made in a manner that prevents any information that would identify any of the proposed subcontractors or suppliers from being revealed to the public entity before the ranking of all bidders from lowest to highest has been determined.	PM PS	455	<i>An act to amend Sections 10126, 10780.5, and 20103.8 of the Public Contract Code</i>
AB 320 (Reyes)	<b>Portable classrooms</b>  <b>Summary:</b> Requires the State Architect to conduct a study to evaluate the safety of the various means currently available for providing emergency exits from portable classrooms and to report the results of the study with recommendations to the Legislature by July 1, 2003.	DSA	634	<i>An act relating to public schools</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 498 (Chan)	<b>Environmentally preferable purchasing</b>  <b>Summary:</b> Requires the DGS, in consultation with the California Environmental Protection Agency, to provide state agencies with information and assistance to promote the procurement of environmentally preferable products and services.	PD	575	<i>An act to add Chapter 6 (commencing with Section 12400) to Part 2 of Division 2 of the Public Contract Code</i>
AB 499 (Pacheco, Rod)	<b>State Building 101: transfer of title</b>  <b>Summary:</b> Requires the Director of the DGS to transfer title of state Building 101 to the City of Norco at no cost to the City, other than costs related to the actual transfer, in accordance with specified conditions.	PS	746	<i>An act to add Section 11011.14 to the Government Code</i>
AB 593 (Oropeza)	<b>State government</b>  <b>Summary:</b> This budget trailer bill requires at least 1,000 positions in state government to be abolished, not later than June 30, 2004, by the Director of Finance, according to specified criteria, and a report to the Joint Legislative Budget Committee and the Joint Legislative Audit Committee. It further provides that total expenditure authorizations from the General Fund for the 2003-04 fiscal year shall be limited to the total revenues to the General Fund for the 2003-04 fiscal year. (Urgency Clause—effective September 28, 2002).	OL	1023	<i>An act to amend and supplement the Budget Act of 2002</i>
AB 669 (Hertzberg)	<b>State nonemergency telephone number system</b>  <b>Summary:</b> Authorizes every local public agency to establish a nonemergency public safety telephone system, or a system designed to provide access to all city services, and designates “311” as the telephone number for that system. Also allows the DGS to assist local agencies in the development and operation of “311” systems.	TD	731	<i>An act to add Article 6.6 (commencing with Section 53126) to Chapter 1 of Part 1 of Division 2 of Title 5 of the Government Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 857 (Wiggins)	<b>Infrastructure planning: priorities and funding</b>  <b>Summary:</b> Adds three new priorities to the State Environmental Goal and Policy Report and then, in turn, requires these new priorities to be part of the State's Five-Year Infrastructure Plan. The three new priorities are: (1) to promote infill development and equity; (2) to protect environmental and agricultural resources; and (3) to encourage efficient development patterns.	PM PS	1016	<i>An act to amend Sections 13102, 13103, 65041, 65042, 65048, 65049, and 66037 of, and to add Sections 65041.1 and 65404 to, the Government Code</i>
AB 1000 (Simitian)	<b>Public works: design-build contracts</b>  <b>Summary:</b> Authorizes specified community college governing boards to enter into design-build contracts for construction of school facilities costing in excess of \$10 million.	DSA PM	637	<i>An act to add and repeal Chapter 3.5 (commencing with Section 81700) of Part 49 of the Education Code</i>
AB 1357 (Wiggins)	<b>Personal services contracts: employee compensation</b>  <b>Summary:</b> Enhances a specified wage and benefit package requirement in state contracts for janitorial and housekeeping, custodial, food, laundry, window cleaning, and security guard services. It requires that these contracts include provisions for employee wages and benefits that are valued at no less than 85 percent of the state cost of providing this compensation package to similarly-situated state employees.  This bill adds holiday pay, retirement, sick leave, and vacation pay to the definition of benefits. Additionally, it requires this same compensation package, for the first time, in contracts for services in certain state-leased facilities.	BPM PS	1132	<i>An act to amend Section 19134 of the Government Code</i>
AB 1506 (Wesson)	<b>Public works</b>  <b>Summary:</b> Requires school districts using 2002 or 2004 school bond funds for public works projects to initiate and enforce a labor compliance program.	OPSC	868	<i>An act to add Section 1771.7 to the Labor Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 1746 (Liu)	<b>Postsecondary education: tuition and fees</b>  <b>Summary:</b> This bill prohibits the University of California (UC), the California State University (CSU), and the California Community Colleges (CCCs) from charging mandatory systemwide fees to the surviving dependent of any California resident killed in the September 11, 2001, attack, under specified conditions. The provisions of this bill would apply to UC and Hastings College of the Law only to the extent that the UC Regents adopt a resolution to do so.  The bill also allows the CCCs to provide fee waivers to surviving dependants of law enforcement and fire suppression officers killed in active duty.	CVCGCB	450	<i>An act to amend Section 76300 of, and to add Sections 68120.5 and 68121 to, the Education Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 1768 (Wayne)	<p><b>State and local government</b></p> <p><b>Summary:</b> This bill is a budget trailer bill which allows up to \$15 million received from the federal government for homeland security to be appropriated from the Budget Act of 2002 to the Governor's Security Advisor for disbursement to state and local government public safety agencies to buy and operate radio equipment. The bill requires any radio equipment purchased to be in compliance with Suite 102 of the American National Standards Institute and the Telecommunications Information Association. The bill also requires state and local agencies receiving funds pursuant to this act to provide an implementation report to the Legislature. There was a veto message related to the \$15 million funding provision and the standards for the radio equipment.</p> <p>In addition, the bill deletes control language adopted in Item 1760-001-0666, Provision 3 in the Budget Act of 2002. That language would have prevented departments from developing duplicate e-government systems to the extent such systems already existed within the state's centralized e-government system. (Urgency Clause—effective date September 30, 2002).</p>	OL TD	1127	<p><i>An act to amend Sections 12152, 13400, 13401, 13402, 13403, 13405, 13406, 63048.5, and 63052 of, and to add Article 6.3 (commencing with Section 8592.9) to Chapter 7 of Division 1 of Title 2 of, and to add Article 5.5 (commencing with Section 63047.5) to Chapter 2 of Division 1 of Title 6.7 of, the Government Code, to amend Sections 33020, 33681, and 33681.5 of, and to add Sections 33681.7 and 33681.8 to, the Health and Safety Code, to add Chapter 2.7 (commencing with Section 22047) to Part 3 of Division 2 of the Public Contract Code, to amend Section 19521 of the Revenue and Taxation Code, to amend Section 143 of the Streets and Highways Code, and to amend and supplement the Budget Act of 2002</i></p>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 1857 (Wayne)	<b>Administrative procedures</b>  <b>Summary:</b> Clarifies and refines the administrative rulemaking procedure based on recommendations of the California Law Revision Commission.	OLS	389	<i>An act to amend Section 202 of the Fish and Game Code, and to amend Sections 11340.85, 11343, 11346.2, 11346.5, 11347.6, and 11354.1 of the Government Code</i>
AB 1860 (Migden)	<b>Sexual assault victim: pregnancy counseling: emergency contraception</b>  <b>Summary:</b> Provides, that where indicated, a female victim of sexual assault shall receive counseling regarding the risk of pregnancy and the options for contraception as part of the standards and treatment included in a sexual assault examination.	CVCGCB	382	<i>An act to amend Section 13823.11 of the Penal Code</i>
AB 1868 (Koretz)	<b>Controlled substances: nuisance abatement</b>  <b>Summary:</b> Aligns various sections of law dealing with certain nuisance abatement property cases. It would provide an incentive for cities or counties to pursue these nuisance abatement cases by increasing revenues to these cities and counties.	CVCGCB	1057	<i>An act to amend Sections 11571, 11573, 11573.5, and 11581 of the Health and Safety Code, and to amend Sections 11226, 11227, and 11230 of the Penal Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 1881 (Pescetti)	<b>Solar energy systems</b>  <b>Summary:</b> States that the DGS should seek to install solar energy systems on land adjacent to state buildings, just as it is required to install solar energy equipment on state buildings. This bill requires the DGS to install solar energy equipment if funding is available and revises the definition of “cost effective” to include consideration of the value of stable energy costs. The bill also requires solar energy equipment to applicable building standards.	EMD	561	<i>An act to add Section 14684.1 to the Government Code</i>
AB 2018 (Nakano)	<b>Public safety: communication system</b>  <b>Summary:</b> Creates the Public Safety Radio Strategic Planning Committee (Committee) within state government. The Committee shall have primary responsibility in state government for developing and implementing a statewide integrated public safety communication system. This bill requires the Committee to determine which agencies need new or upgraded communication equipment, with consideration of a specified technical standard, in order to enter into an agreement for interoperability or other shared use of public safety spectrum and to establish a program for equipment purchase. This bill also requires the Committee to report to the Legislature, no later than January 1, 2004, on its progress in implementing these provisions.	TD	1091	<i>An act to add Article 6.2 (commencing with Section 8592) to Chapter 7 of Division 1 of Title 2 of the Government Code</i>
AB 2037 (Diaz)	<b>Public contracts: claims</b>  <b>Summary:</b> Requires a public entity to include provisions in the contract for timely notification of the contractor of a third-party claim. Further, this bill provides that a public entity is entitled to recover reasonable costs incurred in providing the notice.	PM	315	<i>An act to amend Section 9201 of the Public Contract Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 2072 (Mountjoy)	<b>Open meetings: closed sessions: security</b>  <b>Summary:</b> Authorizes a state body, until January 1, 2006, to hold closed sessions to consider matters posing a threat or potential threat of criminal or terrorist activity against the personnel, property, buildings, facilities, or equipment, including electronic data, owned, leased, or controlled by the state body, where disclosure of these considerations could compromise or impede the safety or security of the personnel, property, buildings, facilities, or equipment, including electronic data, owned, leased, or controlled by the state body.  This bill also provides that, notwithstanding any other provision of law, a state body may meet in a closed session under these provisions upon a 2/3 vote of the members present at any regular or special meeting. It requires the body, after meeting in closed session under these provisions, to reconvene in open session and report that a closed session was held pursuant to these provisions, the general nature of the matters considered, and whether any action was taken in closed session, and to submit written notification of these matters to the Legislative Analyst, who would be required to retain the notification for no less than four years.	OLS	1113	<i>An act to amend, repeal, and add Section 11126 of the Government Code</i>
AB 2075 (Chavez)	<b>Probation costs</b>  <b>Summary:</b> Allows counties to recover additional costs already incurred by probation departments from defendants. Currently, the probation costs that are subject to repayment by defendants are pre-plea investigations and reports, pre-sentence investigations and reports, probation supervision, and certain processing costs. This bill also adds all pretrial monitoring costs and pretrial or post sentence reports.	CVCGCB	919	<i>An act to add and repeal Section 1203.1bc of the Penal Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 2156 (Kehoe)	<b>San Diego River Conservancy</b>  <b>Summary:</b> Establishes, until January 1, 2010, the San Diego River Conservancy (Conservancy) to acquire and direct the management of specified public lands in the San Diego River area and would prescribe the management, powers, and duties of the Conservancy.	PS	574	<i>An act to add and repeal Division 22.9 (commencing with Section 32630) of the Public Resources Code</i>
AB 2283 (La Suer)	<b>Written reports: cost</b>  <b>Summary:</b> Requires state and local agencies to consider cost reduction options in the process of preparing a written report, including but not limited to, elimination of unnecessary and expensive color graphics, color photographs, bindings, and paper. In addition, it eliminates a specific due date for an OAH biennial report required to be submitted to the Legislature.	OL	370	<i>An act to amend Sections 7550 and 11370.5 of, and to add Section 7550.1 to, the Government Code</i>
AB 2315 (Chu)	<b>Office of State Printing: paid advertisements</b>  <b>Summary:</b> This bill, sponsored by the DGS, permanently codifies provisions of the annual Budget Act that allows the acceptance of paid advertisements in state printed material or in publications promoting an Office of State Publishing (OSP) supported project or program. This bill prohibits the OSP from printing or publishing any paid political advertisements.	OSP	220	<i>An act to amend, repeal, and add Section 14851 of the Government Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 2321 (Hertzberg)	<b>Tort Claims Act: judiciary</b>  <b>Summary:</b> Creates a new process for handling tort claims against the court system. Existing law requires that any claim for money or damages against the State of California be presented to the Victim Compensation and Government Claims Board within a specified period of time. This bill also requires instead, in the case of a claim against the "judicial branch entities" (a new group that this bill would create) or against the judge of one of those entities, that the Judicial Council act on the claim in accordance with procedures that the Judicial Council would create by rule of court.	CVCGCB	1007	<i>An act to amend Sections 900.2, 912.4, 912.8, 913, 915, 935.6, 940.2, 946.6, 948, 955.4, 965, 965.2, 965.6, and 965.65 of, and to add Sections 900.3, 912.7, 935.8, 940.3, 948.1, and 955.9 to, the Government Code</i>
AB 2388 (La Suer)	<b>Franchise Tax Board: debt collection program</b>  <b>Summary:</b> Extends the sunset date of the Franchise Tax Board court-ordered debt collection program by three years, from January 1, 2003, to January 1, 2006.	CVCGCB	776	<i>An act to amend Section 19283 of the Revenue and Taxation Code</i>
AB 2435 (Jackson)	<b>Victims of crime: services</b>  <b>Summary:</b> Requires the Secretary of the State and Consumer Services Agency to submit a report to the Legislature no later than January 1, 2004, on crime victim services in the state.	CVCGCB	89	<i>An act relating to victims of crime</i>
AB 2442 (Keeley)	<b>Child abuse</b>  <b>Summary:</b> Creates a Task Force to review the Child Abuse and Neglect Reporting Act and the California Child Abuse Central Index (CACI) to recommend any changes to the reporting process and the CACI itself that will preserve its utility while recognizing the due process rights of alleged victims and abusers named on the CACI. The Task Force must submit its findings to the Governor, the Legislature, and the Attorney General by January 2004.	CVCGCB OAH	1064	<i>An act to add and repeal Section 11174.4 of the Penal Code</i>

<b>BILL (AUTHOR)</b>	<b>TOPIC</b>	<b>OFFICE</b>	<b>CHAPTER</b>	<b>CODE SECTIONS AFFECTED</b>
<b>AB 2462 (Bates)</b>	<b>Victims of crime: domestic violence: children</b>  <b>Summary:</b> Provides that a child who resides in a home where a crime or crimes of domestic violence have occurred may be presumed by the Victim Compensation and Government Claims Board to have sustained physical injury, regardless of whether the child has witnessed the crime.	<b>CVCGCB</b>	<b>479</b>	<i>An act to amend Section 13960 of the Government Code</i>
<b>AB 2472 (Simitian)</b>	<b>Pesticides</b>  <b>Summary:</b> Defines Integrated Pest Management (IPM) and requires the DGS, upon receipt of funding to implement an IPM demonstration project at the State Capitol Complex. Further, the measure requires the DGS to report findings from the demonstration project to the Legislature within six months of implementation.	<b>BPM</b>	<b>242</b>	<i>An act to add Article 8 (commencing with Section 14717) to Chapter 2 of Part 5.5 of Division 3 of Title 2 of the Government Code</i>
<b>AB 2559 (Wesson)</b>	<b>Veterans' Home of California</b>  <b>Summary:</b> Continuously appropriates moneys from the Veterans' Home Fund for the state's matching fund requirement for construction of three new veterans' homes in the Cities of Lancaster, Saticoy, and West Los Angeles. (Urgency Clause—effective date August 14, 2002).	<b>PM</b>	<b>216</b>	<i>An act to add Section 1104.1 to the Military and Veterans Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 2567 (Committee on Business and Professions)	<p><b>State Agencies: reports: public contracts: acquisitions of goods and services</b></p> <p><b>Summary:</b> Current law allows an informal bidding process for construction contracts up to \$200,000 when making an award to small business. This bill, sponsored by the DGS, correctly references the State Contract Act and lowers the threshold from \$200,000 to \$100,000 (plus CPI) for construction contracts.</p> <p>The bill also deletes an obsolete report that was done by the State Printer regarding state printing activity and the requirement that the DGS must issue a report on Prison Industry Authority purchases. Lastly, the bill allows local agencies to define “small business” for purposes of their own contracting preferences and goals.</p>	OSP PD	951	<i>An act to amend Section 14838.5 of, to add Section 14838.7 to, and to repeal Section 14859 of, the Government Code, to amend Sections 2002 and 2807 of the Penal Code, and to amend Section 10332 of the Public Contract Code</i>
AB 2578 (Shelley)	<p><b>Contracts: breach of confidentiality: proprietary information</b></p> <p><b>Summary:</b> Establishes a criminal penalty for contractors who misuse proprietary information gained through certain state contracts with state agencies or the Independent System Operator.</p>	OLS	1097	<i>An act to add Section 10426 to the Public Contract Code, and to add Section 352.7 to the Public Utilities Code</i>
AB 2631 (Matthews)	<p><b>Resources</b></p> <p><b>Summary:</b> Revises or repeals various reporting requirements for state agencies within the Resources Agency. Specifically related to the DGS, this bill extends the due date for state agencies to submit their Consulting Services Report to the DGS and the Legislative Analyst, the Department of Finance, the Auditor General, the Joint Legislative Budget Committee, the Senate Appropriations Committee, and the Assembly Appropriations Committee, from 30 days to 60 days after the end of the fiscal year. The bill also requires the DGS to compile a report describing the information from state agencies and extends the due date for the DGS to submit its report from 60 to 120 days.</p>	PD	953	<i>An act to amend Section 10359 of the Public Contract Code, and to amend Sections 4612, 5001.6, 5005.6, 14315, 14316, and 14403 of, and to repeal Sections 5056, 5080.55, 5825, and 14314 of, the Public Resources Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 2647 (Liu)	<b>Transportation</b>  <b>Summary:</b> Among other things, eliminates a requirement that the Department of Transportation maintain a database of certified disabled veteran business enterprises (DVBE) that replicates the database of DVBEs maintained by the DGS.	PD	168	<i>An act to amend Section 15975 of, and to repeal Sections 15973, 15975.1, 15976, and 15977 of, the Government Code, to amend Section 2056 of the Public Contract Code and to repeal Section 161026 of the Public Utilities Code</i>
AB 2787 (Aroner)	<b>Building standards: universal design</b>  <b>Summary:</b> Requires the Department of Housing and Community Development (HCD) to develop guidelines and model ordinances by December 31, 2003, that advance the use of universal design in housing. The measure requires that HCD consult with specified departments, including the Division of the State Architect.	DSA	726	<i>An act to amend Section 51.2 of the Civil Code, to add Section 17959 to the Health and Safety Code, and to add Section 9105.1 to the Welfare and Institutions Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 3000 (Committee on Budget)	<p><b>State and local government</b></p> <p><b>Summary:</b> This budget trailer bill makes the statutory changes necessary for implementation of the Budget Act of 2002 relative to state government administration. Among other things, the bill would do the following:</p> <p>Sections 12 and 13 impact each state agency concerning the elimination of continuously vacant positions.</p> <p>Section 16 continues specified portions of the performance budgeting project with the DGS. The Performance and Results Act of 1993 initiated a pilot project in four departments to test whether performance budgeting could improve program performance, provide greater accountability, and save money.</p> <p>Section 18.5 authorizes the DGS to develop and construct a regional criminal justice laboratory.</p> <p>Section 23 allows moneys in the State Treasury to be loaned from one state fund or account to any other state fund or account to address the 2002-03 fiscal year budgetary shortfall. The DGS has three funds that are impacted by these loan provisions: Disability Access Account; the Public School Planning, Design, and Construction Review Revolving Fund; and the Property Acquisition Law Account.</p> <p>Section 60 requires the Department of the Youth Authority to produce a viable plan for closing three of its facilities. The department shall consult with the DGS in preparing the written plan. (Urgency Clause—effective date September 30, 2002).</p>	OL	1124	<p>An act to amend Sections 7342 and 17591 of the Business and Professions Code, to amend Section 1540 of the Code of Civil Procedure, to amend Section 37220.6 of, and to add and repeal Section 37220.8 of, the Education Code, to amend Sections 910.4 , 915.2, 935.7, 7299.4, 7299.6, 10205, 13103.5, 13915, 14612, 15323.5, 16429.1, 16475, 16475.5, 16724.6, 16727, 16731.6, 17551, 17558.5, 17561, 17562, and 17564 of, to amend, repeal, and add Section 12439 of, to add Sections 14612.5, 14669.21, 15320, 15364.725, 15605.5, and 16320 to, and to add and repeal Section 68087 of, the Government Code, to amend Sections 18909, 18913, 18937, 18938, 18942, and 18943 of the Health and Safety Code, to add Section 12907 to the Insurance Code, to amend Sections 62.5, 142, 142.3, and 1777.5 of, and to repeal Section 142.6 of, the Labor Code, to amend Sections 830.5, 1203.1d, 6045.8, and 13601 of, to add Section 2933.3 to, and to add and repeal Section 1465.7 of , the Penal Code, to amend Sections 309.5 and 3340 of the Public Utilities Code, to amend Sections 13563, 19521, and 40016 of, and to add Section 30018 to, the Revenue and Taxation Code, and to amend Section 13260 of the Water Code, and to amend Section 3053 of, and to add Section 3055 to, the Welfare and Institutions Code</p>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 3035 (Committee on Judiciary)	<p><b>Access to government programs</b></p> <p><b>Summary:</b> Amends the Ralph M. Brown Act (open meetings of legislative bodies of public agencies) and the Bagley-Keene Open Meetings Act (open meetings of state bodies) to cross-reference a requirement under the federal Americans with Disabilities Act that notices of agendas and public records distributed at these open meetings be available to persons with a disability and that published agendas include information on the availability of disability-related aids or services.</p>	DSA	300	<i>An act to amend Sections 11125, 11125.1, 11135, 54954.1, 54954.2, and 54957.5 of, and to add Sections 11123.1 and 54953.2 to, the Government Code</i>
AB 3045 (Committee Higher Education)	<p><b>Student financial aid: Golden State Scholarshare on Trust: California Memorial Scholarship Program</b></p> <p><b>Summary:</b> Makes a variety of technical and conforming changes to the Golden State Scholarshare Trust Act and the California Memorial Scholarship Program by transferring specified responsibilities from the State Treasurer's Office to the Victim Compensation and Government Claims Board. (Urgency Clause—effective date September 9, 2002).</p>	CVCGCB	406	<i>An act to amend Sections 69980, 69982, 69983, 69985, 69986, 69990, 70010.1, 70010.5, 70010.7, 70011, and 70011.7 of the Education Code</i>
SB 21 (Escutia)	<p><b>Lead-safe schools</b></p> <p><b>Summary:</b> Allows schools to use state modernization funding for the identification, assessment, control, management, or abatement of lead. The bill requires a school district applying for modernization funding after January 1, 2004, to certify that it has considered the potential for the presence of lead-containing materials in the modernization project and will follow all relevant standards.</p> <p>The bill also authorizes the use of school district deferred maintenance funds for the inspection, identification, sampling, analysis, control, management, and removal of lead-containing material.</p>	DSA	1075	<i>An act to amend Section 17582 of, and to add Sections 17074.27, 17074.30, and 17584.2 to, the Education Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 284 (Polanco)	<b>School facilities</b>  <b>Summary:</b> Requires the Energy Resources Conservation and Development Commission, in consultation with the State Department of Education and the Division of the State Architect and the Office of Public School Construction within the DGS, to recommend energy efficiency standards and best design practices that include energy efficiency measures for all public new public schools and to report the recommendations to the Governor and the Legislature by October 1, 2003.	DSA	498	<i>An act to add Section 17255 to the Education Code</i>
SB 460 (Ortiz)	<b>Lead abatement</b>  <b>Summary:</b> Makes it a crime for a person to engage in specified acts regarding lead-related activities such as construction courses, construction work, abatement, or lead-hazard evaluation.  This bill also requires the state penalty assessments associated with the fines for this crime to be deposited in the General Fund instead of the State Penalty Fund and specifies that the fine for a violation of lead-related crimes shall not exceed \$1,000.	CVCGCB	931	<i>An act to amend Section 1941.1 of the Civil Code, and to amend Sections 17961, 17980, and 124130 of, and to add Sections 17920.10, 105251, 105252, 105253, 105254, 105255, 105256, and 105257 to, the Health and Safety Code</i>
SB 648 (Committee On Environmental Quality)	<b>Public contracts: preferences: recycled products</b>  <b>Summary:</b> Makes various technical and clarifying changes related to state procurement of recycled products.	PD	408	<i>An act to amend Sections 10406, 12210, and 12225 of the Public Contract Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 844 (Chesbro)	<b>Veterans' Home of California</b>  <b>Summary:</b> Provides \$5.8 million in reimbursement authority, in augmentation to authority provided in the 2000-01 Budget Act, for the renovation of the Lincoln Theater at the Veterans' Home of Yountville. The reimbursement authority is necessary as this project is on state-owned property and is being administered by the DGS. This portion of the work is being funded by private donations. (Urgency Clause—effective date September 4, 2002).	PM PS	362	An act relating to veterans
SB 937 (Margett)	<b>Public contracts: bids and disputes</b>  <b>Summary:</b> Makes technical and clarifying changes governing notice of bid submittal deadlines. Existing law requires local agencies to return post-deadline bids unopened. This measure also extends the requirement that post-deadline bids be returned unopened to state agencies.	PM	204	<i>An act to amend Section 4104.5 of the Public Contract Code</i>
SB 1045 (Polanco)	<b>Public employment and contracting</b>  <b>Summary:</b> Authorizes state and local agencies to engage in focused outreach activities designed to increase diversity in public employment and contracting. In addition, it requires state agencies awarding contracts or procuring goods or services to collect information and report to the Legislature and the Governor on the participation levels of minority, women, and disabled veteran-owned business in these activities. Local governments may, but are not required, to prepare and submit these reports.	PD	1165	<i>An act to add Sections 11139.6, 11139.7, and 11139.8 to the Government Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 1311 (Kuehl)	<b>Commercial mobile radio service: public safety agencies</b>  <b>Summary:</b> Permits cellular telephone companies to enter into contracts with public safety agencies to give those agencies priority cellular telephone service.	TD	255	<i>An act to add Section 2892.5 to the Public Utilities Code</i>
SB 1312 (Peace)	<b>Public safety</b>  <b>Summary:</b> Allows up to \$15 million received from the federal government for homeland security to be appropriated from the Budget Act of 2002 to the Governor's security advisor for disbursement to state and local government public safety agencies to buy and operate radio equipment. The bill requires any radio equipment purchased to be in compliance with Suite 102 of the American National Standards Institute and the Telecommunications Information Association. The bill also requires state and local agencies receiving funds pursuant to this act to provide an implementation report to the Legislature. Lastly, the bill contains provisions related to the Department of Justice and the regulation of destructive devices.	OL TD	1106	<i>An act to add Article 6.3 (commencing with Section 8592.9) to Chapter 7 of Division 1 of Title 2 of the Government Code, to amend Section 12305 of the Penal Code, and to amend Section 7 of Assembly Bill 2580</i>
SB 1315 (Sher)	<b>Pharmaceuticals: purchasing</b>  <b>Summary:</b> Allows the DGS to establish drug formularies and negotiate contracts for prescription drugs for the state to obtain price discounts, rebates, or other options that achieve the greatest savings on prescription drugs with prescription drug manufacturers and wholesalers. The bill also allows local government entities to participate in the contracts and requires a one-time report due February 1, 2005, to the Legislature on the bill's implementation.	PD	483	<i>An act to add Chapter 12 (commencing with Section 14977) to Division 3 of Title 2 of the Government Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 1336 (Alpert)	<b>Claims against the state: appropriation</b>  <b>Summary:</b> This bill, sponsored by the DGS, appropriates \$1,457,756.09 from various state funds to the California Victim Compensation and Government Claims Board (Board) for payment of 365 claims approved by the Board. (Urgency Clause—effective date June 30, 2002).	CVCGCB	95	An act relating to the payment of claims against the State of California.
SB 1338 (Peace)	<b>Budget Act of 2001: contingencies or emergencies</b>  <b>Summary:</b> This bill is one of the annual deficiency bills and appropriates for expenditure \$14,794,000 to the DGS for support of various programs. (Urgency Clause—effective date May 16, 2002).	OFS	44	<i>An act to make an appropriation in augmentation of the Budget Act of 2001</i>
SB 1386 (Peace)	<b>Personal information: privacy</b>  <b>Summary:</b> Requires a state agency or business that owns or licenses computerized data which includes personal information to disclose any breach of the security of the data to any resident of California. The bill becomes operative on July 1, 2003.	OLS	915	<i>An act to amend, renumber, and add Section 1798.82 of, and to add Section 1798.29 to, the Civil Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 1423 (Chesbro)	<p><b>Victims of crime: compensation</b></p> <p><b>Summary:</b> This bill, sponsored by the DGS, is a comprehensive revision of codes governing the Victim Compensation Program as outlined in Government Code Sections 13959-13969.5.</p>	CVCGCB	1141	<p><i>An act to amend the heading of Part 4 (commencing with Section 13900) of Division 3 of Title 2 of, to add Section 13974.2 to, to add Chapter 5 (commencing with Section 13950) to, to add a heading as Chapter 5.5 to, to repeal Sections 13955.5, 13968, 13969, 13969.2, 13969.5, and 13969.7 of, to repeal the heading of Article 2 (commencing with Section 13970) of Chapter 5 of, to repeal Article 1 (commencing with Section 13959) of Chapter 5 of, and to repeal the heading of Chapter 5 (commencing with Section 13959) of, Part 4 of Division 3 of Title 2 of, the Government Code, and to add Sections 1202.42 and 1202.43 to the Penal Code</i></p>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 1460 (Ortiz)	<b>Capitol Area Plan: R Street Area</b>  <b>Summary:</b> Enlarges the capitol area and project area of the Capitol Area Plan to include an area referred to as the R Street Area, as defined. The bill requires the Capitol Area Development Authority (CADA) to prepare a redevelopment plan for the R Street Area that furthers the purposes and objectives of the Capitol Area Plan and requires that the plan be approved after published notice and at least one public hearing. The bill also requires the rehabilitation, development, or construction of very low, low, and moderate-income replacement housing, as specified, within four years of its destruction or removal in the R Street Area. Lastly, it establishes specified time limits for the activity of CADA in the R Street Area, and authorizes CADA to allocate and use rents from state-owned and leased property and property taxes for the R Street Area, separately accounting for their use and allocation.	APE	468	<i>An act to amend Sections 8160.1, 8180, 8183, and 8191 of, and to add Sections 8182.5, 8193.1, 8193.2, and 8194 to the Government Code</i>
SB 1467 (Bowen)	<b>Public contracts: conflict of interest</b>  <b>Summary:</b> Applies conflict of interest provisions of the Public Contract Code to information technology (IT) purchases by the state. The provisions would prohibit "follow-on" IT contracts where the same company that conducts an IT consultant study could also be awarded the follow-on implementation contract. It also regulates when state employees or former state employees may get involved in state contracting on IT. This bill also applies similar conflict of interest provisions to the California State University system and the University of California.	PD	1122	<i>An act to amend Section 10430 of, and to add Article 4 (commencing with Section 10515) and Article 5 (commencing with Section 10520) to Chapter 2.1 of Part 2 of Division 2 of, the Public Contract Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 1607 (Committee on Governmental Organization)	<p><b>State property</b></p> <p><b>Summary:</b> This is the annual surplus property bill sponsored by the DGS. The significant transactions in this bill are: (1) the disposition of the property at the California Institute for Men, Chino; (2) entering into a long-term (exceeding five years) lease with the City of Los Angeles for the co-location of the cities transportation department within the Caltrans District 7 office building at 100 South Main Street, Los Angeles California. The term of the lease shall not exceed 25 years, and the measure authorizes the revenue from the lease to be deposited in the state's Highway Fund; and (3) authorizing the DGS, with concurrence of the Adjutant General to exchange with the Cities of Glendale and Burbank and the Burbank Glendale Pasadena Airport Authority armory facilities, for improved property owned by the Burbank Glendale Pasadena Airport Authority for use by the California National Guard.</p>	PS	974	<i>An act to amend Section 11011.21 of, and to repeal and add Section 14672.14 of, the Government Code, to amend Section 3 of Chapter 625 of the Statutes of 1991, to amend Section 1 of Chapter 761 of the Statutes of 1976, and to amend Section 1 of Chapter 770 of the Statutes of 2000, to amend Section 12 of Chapter 1087 of the Statutes of 1985</i>
SB 1643 (Johnson)	<p><b>Public agency emergencies</b></p> <p><b>Summary:</b> Amends the closed meeting provisions of the Ralph M. Brown Act and exemption provisions of the Public Records Act. Further, the bill exempts disclosure of documents prepared by a local agency that assesses its vulnerability to terrorist attack or other criminal acts intended to disrupt the public agency's operations and that is for distribution and consideration in a closed session.</p>	OLS	175	<i>An act to amend Sections 6254 and 54956.5 of the Government Code</i>
SB 1687 (Margett)	<p><b>Public contracts: bids: Internet</b></p> <p><b>Summary:</b> Authorizes public entities to adopt methods and procedures to receive bids on public works or other contracts over the Internet.</p>	PM	398	<i>An act to add Section 1601 to the Public Contract Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 1697 (O'Connell)	<b>Public contracts: purchase of recycled products</b>  <b>Summary:</b> Makes a technical and conforming change regarding state agency purchases of recycled antifreeze and requires the Legislature to purchase recycled antifreeze.	PD	363	<i>An act to amend Sections 12205 and 12305 of the Public Contract Code</i>
SB 1707 (Committee on Judiciary)	<b>Arbitration: standards of ethics</b>  <b>Summary:</b> Clarifies the application of arbitrator ethic rules to collective bargaining arbitrations. Specifically, this bill provides that existing law regarding compliance by arbitrators with rules adopted by the Judicial Council does not apply to an arbitration conducted pursuant to public or private sector collective bargaining agreements.	OHR	176	<i>An act to amend Section 1281.85 of the Code of Civil Procedure</i>
SB 1732 (Escutia)	<b>Court facilities</b>  <b>Summary:</b> Creates the "Trial Court Facilities Act of 2002," to transfer responsibility for trial court facilities from counties to the state. Transfer of responsibility for court facilities from the county to the state are to be negotiated between July 1, 2003, and June 30, 2007, with transfer of responsibility occurring between July 1, 2004, and June 30, 2007.	PS	1082	<i>An act to amend Sections 76000, 76100, and 76101 of, to amend and renumber Section 68073 of, to add Section 76223 to, to add Chapter 4.2 (commencing with Section 69202) to Title 8 of, and to add Chapter 5.7 (commencing with Section 70301) to Title 8 of, the Government Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 1735 (Karnette)	<b>Victims of crime: domestic violence</b>  <b>Summary:</b> Specifies that the Victim Compensation Program benefits may not be denied solely because a victim of domestic violence did not file a police report. It instructs the Victim Compensation and Government Claims Board (Board) to adopt guidelines that allow the Board to consider and approve applications for assistance based upon evidence other than a police report to establish that a domestic violence crime has occurred. The bill also provides that the type of evidence verifying that a crime of domestic violence occurred can include, but is not limited to, the following: medical records documenting injuries consistent with allegations of domestic violence; mental health records; or the fact that the victim has obtained a temporary or permanent restraining order. Lastly, it requires a domestic violence counselor to inform a domestic violence victim about the limitations of confidentiality between the victim and counselor which can be done orally or in writing.	CVCGCB	629	<i>An act to add Section 1037.8 to the Evidence Code, and to amend Section 13964 of the Government Code</i>
SB 1832 (Committee on Budget & Fiscal Review)	<b>Budget Act of 2001: contingencies or emergencies</b>  <b>Summary:</b> This bill is one of the annual deficiency bills and appropriates for expenditure \$3,339,000 to the DGS for support of various programs. (Urgency Clause—effective date September 12, 2002).	OFS	509	<i>An act to make an appropriation in augmentation of the Budget Act of 2001</i>
SB 1867 (Figueroa)	<b>Victims of crime: indemnification</b>  <b>Summary:</b> Codifies current Victim Compensation Program policies by adding additional exceptions to current law denying eligibility on grounds that a victim knowingly and willingly participated in the crime for victims of rape, spousal rape, and domestic violence. Also provides the Victim Compensation and Government Claims Board statutory discretion to decide whether benefits can be denied to victims of sexual assault or domestic violence on grounds for failing to cooperate with law enforcement.	CVCGCB	630	<i>An act to amend Section 13964 of the Government Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 1873 (Escutia)	<b>Victims of crime: terrorist attacks</b>  <b>Summary:</b> This bill, sponsored by the DGS and the Victim Compensation and Government Claims Board, authorizes reimbursement up to \$2,000 for a California resident who is a parent, grandparent, sibling, spouse, child, or grandchild of a victim of the September 11, 2001, terrorist attacks regardless of whether the victim is a California resident, for lost wages due to attending memorial services and/or government initiated events honoring the victims of the September 11, 2001, terrorist attacks. This bill is capped at a collective total of \$200,000 and includes a sunset date of January 1, 2004. (Urgency Clause—effective date September 10, 2002).	CVCGCB	449	An act relating to victims of crime
SB 1887 (McPherson)	<b>Actions against felons</b>  <b>Summary:</b> Adds an exception to current law to allow an action for damages against a defendant convicted of specified serious and violent felonies to be commenced by a victim of the crime within 10 years of the date on which the defendant is discharged from parole as opposed to the one-year limitation in current law. This bill also provides that no civil action may be commenced pursuant to specified conditions. (Urgency Clause—effective date September 18, 2002).	CVCGCB	633	<i>An act to amend Section 340.3 of the Code of Civil Procedure</i>
SB 1961 (Polanco)	<b>Local government assessments</b>  <b>Summary:</b> Requires the DGS to develop compliance standards in the State Administrative Manual to inform owners of state property of their responsibilities to pay local property assessments or charges pursuant to Section Articles XIII C and XIII D of the California Constitution (Proposition 218), otherwise known as the “Right to Vote on Taxes Act”. Proposition 218 (1996) requires local agencies to meet certain voting requirements before they impose benefit assessments on property owners.	PS	981	<i>An act to add Section 53752 to the Government Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 1992 (Perata)	<b>Public safety: gas appliances</b>  <b>Summary:</b> Requires the Department of Housing and Community Development, in consultation with the Office of the State Architect and the State Fire Marshal, to consider whether to propose for adoption and approval by the Building Standards Commission, in the code adoption cycle that begins after January 1, 2003, the requirement that seismic gas shutoff devices or excess flow gas shutoff devices, installed on customer-owned gas piping, be installed in all or a portion of dwelling units, motels, hotels, and lodginghouses.	DSA	1051	<i>An act to amend Section 19201 of, and to add Section 19205 to, the Health and Safety Code</i>
SB 2099 (Vasconcellos)	<b>State property: surplus</b>  <b>Summary:</b> This bill, sponsored by the DGS, would surplus the former University of California Bay Area Research and Extension Center property.	PS	631	An act relating to state property
SCR 106 (O'Connell)	<b>September 11, 2001, memorial</b>  <b>Summary:</b> Requests the DGS plant commemorative rose bushes near the east steps of the State Capitol along with the placement of a plaque memorializing those Californians who lost their lives on September 11, 2001.	BPM	162	<i>Relative to the September 11, 2001, memorial</i>

## **LEGISLATIVE SUMMARY OF BILLS VETOED IN 2002**

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BILL (AUTHOR)	TOPIC	OFFICE	STATUS	CODE SECTIONS AFFECTED
AB 363 (Steinberg)	Attorneys  <b>Summary:</b> Would have established a limited exception to an attorney's ethical duty of confidentiality by permitting an attorney who learns of improper governmental activity in the course of representing a governmental organization to directly refer that matter to the law enforcement agency or official charged with oversight of the governmental organization.	OLS	Vetoed	<i>An act to add Section 6068.1 to the Business and Professions Code</i>
AB 468 (Firebaugh)	State property: access: telecommunications  <b>Summary:</b> Would have allowed the DGS to lease real property to wireless telecommunications providers for a period of 10 years, rather than just five years allowed under existing law, and limit renewals of these leases to five years. The bill would establish a streamlined land use approval process by local governments. The bill would divert 15 percent of the revenues from the DGS' leases executed on and after January 1, 2003, to a newly created Digital Divide Account within the California Teleconnect Administrative Committee Fund for administration by the Public Utilities Commission for "digital divide" projects.	TD	Vetoed	<i>An act to amend Section 14666.6 of, and to add Sections 14666.8 and 14666.9 to the Government Code</i>
AB 822 (Shelley)	Public records: disclosure  <b>Summary:</b> Would have authorized the Attorney General to issue an opinion on the validity of a government agency's denial of a Public Records Act request for information. It would also authorize superior courts to fine state and local agencies \$100 for each day that the public records were wrongfully withheld from a requestor.	OLS	Vetoed	<i>An act to amend Section 6259 of, and to add Sections 6253.3, 6257, and 6259.1 to the Government Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	STATUS	CODE SECTIONS AFFECTED
AB 1511 (Frommer)	<b>Public school facilities</b>  <b>Summary:</b> Would have eliminated the sunset date by which school districts may lease commercial buildings for school purposes. It would have expanded the law to allow school districts to lease or purchase commercial buildings that are in substantial compliance with the Field Act and built to the 1976 or subsequent versions of the Uniform Building Code. The bill gave the Division of State Architect the authority to approve or deny a candidate building.  In addition, this bill required buildings being used as a Regional Occupational Center or Regional Occupational Program to comply with local building standards and required facilities housing educational programs for expelled students to comply with the provisions of this bill.	DSA	Vetoed	<i>An act to amend Section 17285 of the Education Code</i>
AB 2268 (Horton)	<b>State employees: dismissed employees</b>  <b>Summary:</b> Would have made various changes to state civil service law regarding dismissed employees, disciplinary processes, and discrimination cases.  Under current law, prior to being disciplined, a state employee has an opportunity to challenge the disciplinary action through an internal administrative hearing, otherwise known as a Skelly hearing. The persons who conduct these hearings are called Skelly Officers and are appointed from within the agency taking the disciplinary action.  This bill would replace the <u>Skelly</u> Officer of the charging agency with a trained <u>Skelly</u> Officer from another agency. It required each agency to reimburse the State Personnel Board for the costs of training its <u>Skelly</u> Officers.	OLS	Vetoed	<i>An act to amend Sections 18934, 19574, and 19582 of, and to add Sections 18941, 19574.3, 19707, and 19708 to, the Government Code</i>

<b>BILL (AUTHOR)</b>	<b>TOPIC</b>	<b>OFFICE</b>	<b>STATUS</b>	<b>CODE SECTIONS AFFECTED</b>
<b>AB 2424 (Goldberg)</b>	<b>Local school construction authority</b>  <b>Summary:</b> Would have authorized a school district to form a district-wide local school construction authority to perform the school construction duties of the school district, and required the State Allocation Board to adopt regulations for expedited release of funds for approved projects administered by a local school construction authority. Further, the bill allowed a small school to enter into a joint exercise of powers agreement with a neighboring school district to form a joint powers local school construction authority.	<b>OPSC</b>	<b>Vetoed</b>	<i>An act to amend Section 17070.15 of, and to add Article 13 (commencing with Section 17078.80) to Chapter 12.5 of Part 10 of, the Education Code</i>
<b>AB 2466 (Firebaugh)</b>	<b>Deferred maintenance</b>  <b>Summary:</b> Would have authorized any school district to apply savings from school facilities projects to the district's required maintenance funding and required that local governing boards annually discuss the condition of the fund at a public hearing.	<b>OPSC</b>	<b>Vetoed</b>	<i>An act to amend Sections 17070.63, 17070.75, 17070.77, 17584.1, 17591, and 17592.5 of the Education Code</i>
<b>AB 2588 (Hertzberg)</b>	<b>School facilities: collaborative community planning</b>  <b>Summary:</b> Would have established the School Facilities Collaborative Implementation Advisory Commission, with specified membership and the authority to engage in specific activities related to school facility construction and specifically joint-use facilities. The purpose of the bill was to have the design and construction process for schools produce facilities that: (1) reflect the current and changing requirements of the community; (2) address the concern for safety, energy, materials, and water efficiency; (3) are healthful and environmentally responsive; and (4) invoke a sense of pride as a resource and genuine asset to the community.	<b>DSA OPSC</b>	<b>Vetoed</b>	<i>An act to amend Section 17077.40 of, and to add Sections 17077.50, 17077.52, 17077.54, and 17077.56 to, the Education Code</i>
<b>AB 2729 (Wesson)</b>	<b>Victims of crime: domestic violence counseling</b>  <b>Summary:</b> Would have authorized domestic violence peer counselors to receive reimbursement from the Victim Compensation Program under certain circumstances.	<b>CVCGCB</b>	<b>Vetoed</b>	<i>An act to amend Sections 13960 and 13965 of the Government Code</i>

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<b>AB 2850 (Firebaugh)</b>	<b>Personal services contracts: legal services</b>  <b>Summary:</b> Would have made changes to the current notification requirements of legal service contracts entered into by state agencies.	<b>OLS</b>	<b>Vetoed</b>	<i>An act to add Section 11045 to the Government Code</i>
<b>AB 2853 (Diaz)</b>	<b>State employees: engineers: salary parity</b>  <b>Summary:</b> Would have required that state employed engineers and related professionals receive salaries that are no less than those received by their counterparts in larger local agencies and the University of California based on an annual survey conducted by the Department of Personnel Administration.	<b>OHR</b>	<b>Vetoed</b>	<i>An act to add Section 3517.1 to the Government Code</i>
<b>AB 2922 (Simitian)</b>	<b>Personal information: state agency records</b>  <b>Summary:</b> Would have required the Office of Privacy Protection (OPP) in the Department of Consumer Affairs to create a State Personal Information Inventory (Inventory) containing the general categories of personal information collected and used by state agencies. Each state agency, no later than January 1, 2004, would provide the OPP a description of general categories of records containing personal information in its system of records. No later than March 1, 2004, the OPP would make the Inventory available to the general public. Lastly, each state agency would provide annual updates no later than January 1 of each year to the OPP specifying any changes to the information submitted the year before.	<b>OHR</b>	<b>Vetoed</b>	<i>An act to add Section 353 to the Business and Professions Code, and to add Section 11019.10 to the Government Code</i>
<b>SB 43 (Polanco)</b>	<b>State civil service: employment</b>  <b>Summary:</b> Would have established the State Civil Service Equal Employment Opportunity Program (EEOP) and assigned to the State Personnel Board the responsibility for providing statewide program leadership, coordination, monitoring and enforcement of the EEOP. It also made various other changes to ensure equal employment opportunity in state government.	<b>OHR</b>	<b>Vetoed</b>	<i>An act to amend Sections 18900, 18930, and 19050 of, and to add Chapter 11.5 (commencing with Section 19788) to Part 2 of Division 5 of, the Government Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	STATUS	CODE SECTIONS AFFECTED
SB 572 (O'Connell)	<b>School construction funding</b>  <b>Summary:</b> Would have allowed school districts that qualify for financial hardship and have project(s) approved by the State Allocation Board on or after July 1, 2000, to use state bond funds for costs incurred in financing a new construction project, including loan origination fees, reserve requirements, and capitalized interest. The amount that may be reimbursed was capped at one percent of the amount financed. The bill included an urgency clause and a sunset date of January 1, 2005.	OPSC	Vetoed	<i>An act to amend, repeal, and add Section 17074.25 of, and to add and repeal Section 17072.35.1 to, the Education Code</i>
SB 987 (Escutia)	<b>The Dymally-Alatorre Bilingual Services Act</b>  <b>Summary:</b> Would have revised the Dymally-Alatorre Bilingual Services Act (Act) to use local population data in determining where state agencies must provide non-English services, while expanding the power of the State Personnel Board to require state agencies to develop and execute implementation plans for complying with the Act.	OHR	Vetoed	<i>An act to amend Sections 7294, 7295.4, 7296.2, 7297, 7299, 7299.1, 7299.2, 7299.4, 7299.5, and 7299.6 of the Government Code</i>
SB 1466 (Alarcon)	<b>Contracts for labor or services</b>  <b>Summary:</b> Would have provided that any person or entity that entered into a contract for labor or services, in specified industries, that knows or should know that the contract does not provide sufficient funds to comply with various laws, violates state law, and employees would be able to recover actual damages through civil action. The bill also provided a rebuttable presumption that a person or entity that enters into a voluntary written agreement with specified criteria does not violate the proposed law.	BPM	Vetoed	<i>An act to add Section 2810 to the Labor Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	STATUS	CODE SECTIONS AFFECTED
SB 1523 (Sher)	<b>Solid waste: cathode ray tubes and CRT devices: recycling and refurbishment</b>  <b>Summary:</b> Among other things, this bill would have required every retailer or manufacturer that sells Cathode Ray Tube devices (CRT devices) to collect a Cathode Ray Tube Recycling Fee (fee) on each CRT device. The bill also would have established the Cathode Ray Tube Recycling Account (Account) for the fees to be deposited, granted programs to expend the funds from the Account and established the CRT Recycling Advisory Committee  In his veto message, the Governor requested the Secretary of the California Environmental Protection Agency to take a leadership role in working with the Legislature, government, industry, and stakeholders to create a successful California electronic waste program. Further, he directed the DGS to take steps to assure that the state purchases electronic products which minimize environmental impacts and that state electronic equipment is recycled using best available practices.	PD	Vetoed	<i>An act to add Chapter 11 (commencing with Section 42580) to Part 3 of Division 30 of the Public Resources Code</i>
SB 1551 (Battin)	<b>State militia: armories</b>  <b>Summary:</b> Would have provided \$1 million from the General Fund to the Military Department for expenditures for the maintenance of certain California National Guard armories used as emergency shelters.	BPM PS	Vetoed	<i>An act relating to the the state militia</i>
SB 1619 (Romero)	<b>Solid waste: cathode ray tubes and CRT devices</b> <b>Summary:</b> Would have created a new program within the California Integrated Waste Management Board for the recycling of cathode ray tubes (CRTs).	PD	Vetoed	<i>An act to add Section 42590, 42591, and 42592 to the Public Resources Code.</i>
SB 1673 (McPherson)	<b>School facilities funding: replacement buildings</b>  <b>Summary:</b> Would have provided that a school district may receive a supplemental grant for any project when it plans to demolish an existing single story building and replace it with a multi-story building.	OPSC	Vetoed	<i>An act to amend Section 17071.46 of the Education Code</i>

BILL (AUTHOR)	TOPIC	OFFICE	STATUS	CODE SECTIONS AFFECTED
SB 1714 (Poochigian)	<b>Property tax revenues: losses: reports: Controller</b>  <b>Summary:</b> Would have required, until January 1, 2010, the Controller to annually report to the Legislature, with the cooperation of the State Resources Agency and the DGS, the annual loss of property tax revenues in each county resulting from state land acquisition, as specified. In addition, it required the Controller to report to the Legislature the annual loss of property tax revenues in each county resulting from state land acquisition for fiscal years 1997-98 to 2001-02.  Further, it required the DGS, beginning January 1, 2003, to estimate the annual loss of property tax revenues in each county that will result from any planned state land acquisition, as specified.	PS	Vetoed	<i>An act to add and repeal Section 12463.2 of the Government Code</i>